IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE BILAL NAZKI**

**and**
**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 5864 of 1997**

Between:

Nb. Qudrat Ali Khan, S/o Late Sb. Nazeerunnisa Begum, 39 years, R/o 3-5-121/1/1/1, Kilng Koti, Qudrat Manzil, Eden Garden, Hyderabad.

**..... PETITIONER**

AND

1. Assistant Commissiioner of Wealth Tax, Circle-1(3), Aayakark Bhavan, Basheerbagh, Hyderabad.

2. Commissioner of Wealth Tax, AP-I, Aayakar Bhavan, Basheerbagh, Hyderabad.

3. Union of India, reop. By its Secretary, Ministry of Finance, North Block, New Delhi.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of certiorari or any other writ, order or direction quashing the notice bearing GIR No.Q-704, dated 24.03.1995 issued by the Respondent No.1 under Section 17 of the Wealth Tax Act, 1957 for the Wealth-Tax assessment year 1984-85.

**Counsel for the Petitioner:MR.P.MURALI KRISHNA**

**Counsel for the Respondent: MR.S.R.ASHOK (SC FOR INCOME TAX)**

**The Court made the following**

**ORDER:** (per the Hon'ble Sri Justice Bilal Nazki.J)

Learned counsel for the parties contend that the issues involved in this writ petition are covered by the Judgment in W.P.No.8612 of 1996, which was reported in *H.E.H. Nizam's Jewellery Trust v. Asst. Commissioner of Wealth Tax*.

Therefore, following the said Judgment, we allow the writ petition.

No order as to costs.

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(BILAL NAZKI. J)

---------- (S. ANANDA REDDY. J)

Date: 27.10.2004

Ksld

To

1. Asst. Commissioner of Wealth Tax, Circle-1(3), Aayakar Bhavan, Basheerbagh, Hyderabad.
2. Commissioner of Wealth Tax, AP-I, Aayakar Bhavan, Basheerbagh, Hyderabad.
3. Union of India, rep. By its Secretary, Ministry of Finance, North Block, New Delhi.
4. Two CD copies.s